

# Morgan Lewis

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March 19, 2018

**Via ECFS**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

**Re: Notice of Ex Parte Communication, WC Docket No. 10-90; CC Docket No. 01-92**

Dear Ms. Dortch:

Pursuant to 47 CFR § 1.1206(b)(1), this letter is to advise you that on March 15, 2018, Bandwidth Inc. (“Bandwidth”) made two oral *ex parte* presentations to Commission personnel regarding the above-identified dockets. Both presentations were made by Nick Sgroi, Vice President, Voice Business Solutions and Strategy of Bandwidth; Greg Rogers, Deputy General Counsel of Bandwidth; and the undersigned.

The first presentation was made to Lisa Hone, Pamela Arluk, Lynne Engledow, Victoria Goldberg, Edward Krachmer, Gil Strobel, and Arielle Roth of the Wireline Competition Bureau. The second presentation was made to Jay Schwarz, Wireline Advisor to the Chairman.

In both presentations, Bandwidth discussed the points raised in its previously-filed comments in these dockets, specifically with regard to reform of originating access charges. Bandwidth noted that competition in the provision of toll-free services currently is hampered by a number of factors, including but not limited to high originating access charges, the prevalence of revenue sharing schemes which create an incentive to keep those charges high, and the inability of competitors like Bandwidth to obtain IP interconnection with incumbent LECs. Although Bandwidth supports reduction of originating access charges, it emphasized that the Commission should not focus primarily on reduction of end office switching charges, as it did in the reform of terminating access.

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Rather, the Commission should also address tandem switching and transport charges (particularly the high transport mileage charges that are often used to inflate 8YY origination costs and make revenue-sharing schemes more profitable), as well as database query charges. As suggested in its Reply Comments, Bandwidth advocates that the Commission should (i) make 8YY query charges subject to the existing CLEC mirroring rule, and (ii) cap the number of transport miles that an originating LEC can bill for at a reasonable level.

In addition, Bandwidth requested that the Commission investigate and address other issues that impede toll-free service competition. These include widespread fraudulent calling, and technical limitations in the 8YY Service Control Point (SCP) architecture that prevent effective least-cost routing of resold 8YY traffic.

Very truly yours,

*/s/ Russell M. Blau*

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cc: Jay Schwarz  
Lisa Hone  
Pamela Arluk  
Lynne Engledow  
Victoria Goldberg  
Edward Krachmer  
Gil Strobel  
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